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EXTRAORDINARY

भाग II—खण्ड 3—उपखण्ड (i)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation

CENTRAL BOARD OF DIRECT TAXES

NOTIFICATION

New Delhi, the 9th June 1965

G.S.R. 832.—In exercise of the powers conferred by section 46 of the Wealth-Tax Act, 1957 (27 of 1957), the Central Board of Direct Taxes hereby makes the following rules further to amend the Wealth-Tax Rules, 1957, namly:—

1. These rules may be called the Wealth-tax (Amendment) Rules, 1965.

2. In the Wealth-tax Rules, 1957—

(a) after rule 1, the following rule shall be inserted, namely:—

"1A. *Definitions.*—In these rules, unless the context otherwise requires,—

(a) "Act" means the Wealth-tax Act, 1957;

(b) "Form" means a Form appended to these rules;

(c) "gold" means gold, including its alloy, whether virgin, melted, remelted, wrought or unwrought, in any shape or form, of a purity of not less than nine carats and includes any gold coin (whether legal tender or not) any gold ornament and any other article of gold;

(d) "gold ornament" means any article in a finished form, meant for personal adornment or for the adornment of any idol, deity or any other object of religious worship, made of, or manufactured from, gold, whether or not set with stones or gems, real or artificial, or with pearls, real, cultured or imitation or with all or any of them and includes parts, pendants or broken pieces of gold ornaments;

(e) "section" means a section of the Act";

(b) for rules 3 to 7, the following rules shall be substituted, namely:—

"3. *Form of return of net wealth.*—(1) The return of net wealth referred to in sub-sections (1) and (2) of section 14 shall,—

(a) in the case of individuals and Hindu undivided families, be in Form A;

(b) in the case of companies, be in Form B;

and shall be verified in the manner specified therein.

(2) Where the assessee is carrying on a business, a copy of the balance-sheet or trial balance as on the valuation date or on the date of the closing of accounts immediately preceding the valuation date, and a copy of the auditor's report, if any, shall also be furnished along with the return of net wealth.

4. *Notice of demand.*—Every notice of demand under section 30 shall be in Form C:

Provided that a notice of demand relating to payment of wealth-tax provisionally assessed under section 15C shall be in Form D.

5. *Appeal to the Appellate Assistant Commissioner.*—(1) An appeal under section 23 to the Appellate Assistant Commissioner shall be in Form E and shall be verified in the manner provided therein.

(2) In any appeal preferred in Form E, the memorandum of appeal, the grounds of appeal and the verification shall be signed—

(a) in the case of an individual by the individual himself; where the individual is absent from India by the individual concerned or by some person duly authorised by him in this behalf and where the individual is mentally incapacitated from attending to his affairs, by his guardian or any other person competent to act on his behalf; and where for any other reason it is impossible for the individual to sign, by any person competent to act on his behalf;

(b) in the case of a Hindu undivided family, by the karta, and where the karta is absent from India or is mentally incapacitated from attending to his affairs, by any other adult member of such family, and

(c) in the case of a company, by the principal officer thereof.

6. *Form of appeal to Appellate Tribunal.*—(1) An appeal under section 24 or section 26 to the Appellate Tribunal shall be in Form F and shall be verified in the manner provided therein.

(2) The memorandum of cross objections under sub-section (2A) of section 24 shall be in Form G and shall be verified in the manner provided therein.

7. *Application for reference to High Court.*—An application under sub-section (1) of section 27 requiring the Appellate Tribunal to refer to the High Court any question of law shall be in Form H.";

(c) in rule 8, in sub-clause (ii), for the words, brackets and figures "under sub-section (3) of section 61 of the Indian Income-tax Act, 1922", the following words, brackets and figures shall be substituted, namely:—

"under sub-section (5) of section 288 of the Income-tax Act, 1961";

(d) for rule 9, the following rules shall be substituted, namely:—

"9. *Disclosure of information respecting assessees.*—(1) The application to the Commissioner under section 42B for information relating to an assessee in respect of any assessment made under the Act shall be made in Form I.

(2) The information under section 42B shall be furnished by the Commissioner in Form J.

(3) Where it is not possible for the Commissioner to furnish the information asked for by the applicant under section 42B owing to the fact that the relevant assessment has not been completed, he shall inform the applicant in Form K.

(4) Where the Commissioner is satisfied that it is not in the public interest to furnish or cause to be furnished the information asked for, he shall intimate the fact to the applicant in Form L.

10. *Search and seizure.*—(1) The powers of search and seizure under section 37A shall be exercised in accordance with sub-rules (2) to (11).

(2) The Commissioner may, after recording his reasons for doing so, authorise any Inspecting Assistant Commissioner or any Wealth-tax Officer for the purposes of section 37A of the Act; such authorisation shall—

(i) be in writing under his signature;

(ii) bear his seal, and

(iii) authorise the Inspecting Assistant Commissioner or the Wealth-tax Officer, as the case may be, to enter and search any building or place specified therein and to exercise the powers and perform the functions under sub-section (1) of section 37A.

(3) Whenever any building or place authorised to be searched is closed, any person residing in or being in charge of such building or place shall, on demand by the Inspecting Assistant Commissioner or by the Wealth-tax Officer and on production of the authority, allow him free ingress thereto and afford all reasonable facilities for a search therein.

(4) If ingress into such building or place cannot be so obtained, it shall be lawful for the Inspecting Assistant Commissioner or the Wealth-tax Officer executing the authority, with such assistance as he may deem necessary, to enter such building or place and search therein and in order to effect an entrance into such building or place, to break open any outer or inner door or window of any building or place, whether that of the person to be searched or of any other person, if after notification of his authority and purpose and demand of admittance duly made, he cannot otherwise obtain admittance:

Provided that, if any such building or place is an apartment in actual occupancy of a woman, who according to custom does not appear in public the Inspecting Assistant Commissioner or the Wealth-tax Officer, as the case may be, shall, before entering such apartment, give notice to such woman that she is at liberty to withdraw and shall afford her every reasonable facility for withdrawing and may then break open the apartment and enter it.

(5) Where any person in or about such building or place is reasonably suspected of concealing about his person any article for which search is being made, such person may also be searched by the Inspecting Assistant Commissioner or the Wealth-tax Officer, as the case may be, with such assistance as he may consider necessary. If such person is a woman, the search shall be made by another woman with a strict regard to decency.

(6) The Inspecting Assistant Commissioner or the Wealth-tax Officer, as the case may be, shall, immediately before making the search, call upon two or more respectable inhabitants of the locality in which the building or place to be searched is situate to attend and witness the search and may issue an order in writing to them or any of them so to do.

(7) The search shall be made in the presence of the witnesses aforesaid and a list of all things seized in the course of such search and of the places in which they were respectively found shall be prepared by the Inspecting Assistant Commissioner or the Wealth-tax Officer, as the case may be, and signed by such witnesses, but no person witnessing a search shall be required to attend as a witness of the search in any proceedings under the Act unless specially summoned.

(8) The occupant of the building or place searched or some person in his behalf shall be permitted to attend during the search and a copy of the list prepared under sub-rule (7) shall be delivered to such occupant or person. A copy shall also be forwarded to the Commissioner.

(9) When any person is searched under sub-rule (5), a list of all things taken possession of shall be prepared and a copy thereof shall be delivered to such person. A copy shall also be forwarded to the Commissioner.

(10) The Inspecting Assistant Commissioner or the Wealth-tax Officer, as the case may be, may convey the books of account and other documents, if any, seized by him in the course of the search made by him to the office of the Inspecting Assistant Commissioner or to any other authority not below the rank of Wealth-tax Officer employed in the execution of the Act.

(11) The authorisation of the Commissioner referred to in sub-rule (2) shall be in Form M.

11. *Prescribed authority.*—The 'prescribed authority' for the purposes of sub-clause (ii) of sub-section (2) of section 44 shall be the Commissioner having jurisdiction over the case in the proceedings connected with which the person concerned is alleged to be guilty of misconduct.".

FORM A

Form of return of Net Wealth under sub-section (1) or (2) of Section 14 of the Wealth-Tax Act, 1957.

(For INDIVIDUALS and HINDU UNDIVIDED FAMILIES only)

Wealth-tax Assessment year

Name of the assessee

Individual	*Citizen of India*	*Resident and ordinarily resident in India.*
Hindu undivided family	*Not a citizen of India*	*Resident but not ordinarily resident in India*
		Not resident in India.

Residential Address

STATEMENT OF ASSETS AND DEBTS AS ON THE VALUATION DATE.....

PART I—*Assets located in India.*

	Business assets Value Rs.	Other assets Value Rs.
SECTION A—IMMOVABLE PROPERTY.		
Total value of all immovable properties located in India (other than agricultural land and buildings in the immediate vicinity of such land used for agricultural purposes):—		
(*i*) Immovable property held as assets of a business—as per Annexure I		
(*ii*) Other immovable property—as per Annexure II . .		
Total of Section A		
SECTION B—MOVABLE PROPERTY.		
Total value of all movable properties located in India :—		
(*i*) Movable properties held as assets of a business—as per Annexure III		
(*ii*) Other movable properties—as per Annexure IV. . .		
TOTAL of Section B		

Please read the notes on the last page of the return before filling up the form.

	Business assets Value Rs.	Other assets Value Rs.

SECTION C—ALL ASSETS

Total value of all assets located in India (Total of Sections A and B)

Deduct.— Total value of debts in India owing by the assessee :—

(*i*) Relating to business—as per Annexure V. . .

(*ii*) Other Debts—as per Annexure VI

Balance : Wealth in India

PART II—*Assets located outside India*

(NOTE:—This part is not applicable to, and need not be filled in by assessees who are not citizens of India or who are not resident in India or who are resident but not ordinarily resident in India.)

SECTION D—IMMOVABLE PROPERTY.

Total value of all immovable properties located outside India :—

(*i*) Immovable properties held as assets of a business—as per Annexure VII

(*ii*) Other immovable properties—as per Annexure VIII . —.....

TOTAL of Section D

SECTION E—MOVABLE PROPERTY.

Total value of all movable properties located outside India :—

(*i*) Movable properties held as assets of a business—as per Annexure IX

(*ii*) Other movable porperties—as per Annexure X.

TOTAL of Section E

SECTION F—ALL ASSETS

Total value of all assets located outside India (Total of Sections D and E)

Deduct.—Total value of debts outside India owing by the assessee:—

(*i*) Relating to business—as per Annexure XI.

(*ii*) Other debts—as per Annexure XII

Balance : Wealth outside India

PART III

	Relating to business Rs. 2	Not relating to business Rs. 3
1		
SECTION G—TOTAL NET WEALTH.		
Wealth in India on which tax is payable—as per Section C of Part I above		
Wealth outside India on which tax is payable—as per Section F of Part II above		
Value of Assets, as per Annexure XIII, which is to be included in the net wealth of the assessee under section 4(1)		
Value of Assets, as per Annexure XIV, on which tax is not payable but which is to be included in the net wealth under section 5(2) .		
TOTAL		
Grand Total (Total of Columns 2 and 3)		
NET WEALTH		

PART IV

(NOTE.— The filling in of this Part is *Optional.* In this Part may be shown any assets which are not included in Part I, II and III or the Annexures referred to therein, but the assessee claims to be not taxable for any reason.)

Description of Asset	Reason why exemption is claimed
1.	
2.	
3.	
4.	
5.	
6.	
7.	

ANNEXURE I

(*See* Section A of Part I of this Return)

Statement of Immovable property (other than agricultural land and buildings in the immediate vicinity of such land used for agricultural purposes) located in India and held as assets of a business.

Identification of Property	Description of Property (If the property is leasehold for a term of years, the unexpired term as on the valuation dates should be stated)	Annual value Rs.	Estimated capital value on valuation date Rs.
1.			
2.			
3.			
4.			
5.			
	Total value taken to Section A of Part I of this Return		

NOTE.—1. The description and situation of property should be such as to enable the property and its boundaries to be clearly identified.

2. Each item of immovable property should be listed separately, one below the other.

ANNEXURE II

(*See* Section A of Part I of this Return)

Statement of immovable property (other than agricultural land and buildings in the immediate vicinity of such land used for agricultural purposes) located in India, other than those included in Annexure I.

Identification of Property	Description of property (If the property is leasehold for a term of years, the unexpired term as on the valuation date should be stated	Annual value Rs.	Estimated capital value on valuation date Rs.
1.			
2.			
3.			
4.			
5.			
	Total value taken to Section A of Part I of this Return		

NOTE.— 1. The description and situation of property should be such as to enable the property and its boundaries to be clearly identified.

2. Each item of immovable property should be listed separately, one below the other.

ANNEXURE III

(*See* Section B of Part I of this Return)

Statement of Movable property located in India and held as assets of a business

Description of the assets	Value Rs.
1. Plant and machinery	
2. Furniture and fittings	
3. Patent rights, copyrights, etc.	
4. Vehicles	
5. Stores, spare parts, tools and instruments	
6. Stock in trade	
7. Sundry debtors	
8. Loans and advances owing to the assessee	
9. Cash in hand and at Bank	
10. All other assets, except those on which wealth-tax is not payable. (Give details)	
.....	
.....	
.....	
Total taken to Section B of Part I of this Return	

ANNEXURE IV

(*See* section B of Part I of this Return)

Statement of Movable Property (non-business assets) located in India

Description of the assets	Value Rs.
1. (*a*) Stocks, bonds, Securities and Funds (including Treasury Bills) of :—	
(*i*) Central Government	
(*ii*) State Governments	
(*iii*) Local authorities	
(*b*) Shares, debentures or bonds of companies.	
.....	
.....	
.....	
.....	

Description of the assets	Value Rs.

2. (*a*) Moneys lent out by way of loans or advances and interest accrued due thereon upto the valuation date.

.....
.....
.....

(*b*) Any other amounts due to the assessee which remain unpaid.

.....
.....
.....

(*c*) Amounts covered by insurance policies which have become due and payable but not paid.

.....
.....
.....

(*d*) Uncashed dividends, interest, etc.

(*e*) Moneys in hand or in banks.

3. Value of the share or other interest as a partner in a partnership firm or member in an asociation of persons. (Gove Details.)

.....
.....
.....

4. Annuity rights (other than pension or other annuity rights in respect of past employment as a salaried employee or annuities which are not commutable).

.....
.....
.....
.....

5. Tools and instrumrnts etc., to enable the assessee to carry on his profession or vocation.

(Mention profession of vocation).

..... Rs. _____

Less: Exemption Rs. 20,000

6. (a) Gold ornaments :—

Description weight.....

(b) Gold in any form other than gold ornaments :

Description weight.....

(c) Jwellery other than gold ornaments :

Description weight.....

7. Other assets not included in the above items. (Give details) :—

. . .

Total value taken to section B of Part I of this Return

ANNEXURE V

(*See* Section C of Part I of this Return)

Statement of debts located in India owing by the assessee relating to a business carried on by him

Description of debt	Value Rs.
1. Secured Loans	
2. Unsecured Loans	
3. Trade Creditors	
4. Other items (give details.)	
.....	
.....	
.....	
.....	
Total business debts taken to Section C of Part I of this Return	

ANNEXURE VI

(*See* Section C of Part I of this Return)

Statement of debts located in India owing by the assessee other than those included in Annexure V

Description of debt	Value Rs.
Total non-business debts taken to Section C of Part I of this Return	

NOTE.—Debts which have been incurred for acquiring assests which are exmpted from wealth tax, or forutillsation on such assets, or debts which have been secured for repayment on such assets should not be included in Annexure V or VI.

Debts which are purely in the nature of contingent liabilities should not be included in these Statements.

ANNEXURE VII

(*See* Section D of Part II of this Return)

Statement of immovable property located outside India and held as assets of a business

Description of the property	Place where it is situated	Annual Value Rs.	Estimated capital value as on valuation date Rs.
1.			
2.			
3.			
4.			
Total value taken to section D of Part II of this Return			

ANNEXURE VIII

(*See* Section D of Part II of this Return)

Statement of immovable property located outside India other than those included in Annexure VII

Description of the property	Place where it is situated	Annual value Rs.	Estimated capital value as on valuation date Rs.
1.			
2.			
3.			
4.			

Total value taken to Section D of Part II of this Return

ANNEXURE IX

(*See* Section E of Part II of this Return)

Statement of movable property located outside India and held as assets of a business

Description of assets	Value Rs.
1. Plant and Machinery	
2. Furniture and fittings	
3. Patent rights, copyrights etc.	
4. Vehicles	
5. Stores, spare parts, tools and instruments . . .	
6. Stock-in-trade	
7. Sundry debtors	
8. Loans and advances owing to the assessee	
9. Cash in hand and at Bank	
10. All other assets, except those on which wealth-tax is not payable (give details).	
.....	
.....	
.....	
.....	
.....	

Total taken to Section E of Part II of this Return

ANNEXURE X

(*See* Section E of Part II of the Return)

Statement of Movable Property (non-business assets) located outside India.

Description of assets	Value Rs.

1. (a) Stocks, bonds, securities

(i) Of any Government or local authority in India inscribed for payment outside India

.....
.....
.....

(ii) Of foreign Governments.

.....
.....
.....

(b) Shares, debentures or bonds of companies.

.....
.....
.....
.....

2. (a) Moneys lent out by way of loans or advances and interest accrued due theron upto the valuation date.

.....
.....
.....
.....

(b) Any other amounts due to the assessee which[remain unpaid

.....
.....
.....

Description of assets	Value Rs.

(c) Amounts covered by insurance policies which have become due and payable but not paid

.....
.....
.....

(d) Uncashed dividends, interest etc.

.....
.....
.....

(e) Moneys in hand or in banks

.....
.....

3. Value of the share or other interest as a partner in a partnership firm or member in an association of persons (Give details).

.....
.....
.....

4. (a) Gold ornaments :
Description Weight.....
(b) Gold in any form other than gold ornaments.
Description Weight.....
(c) Jewellery other than gold ornaments :
Description Weight.....

5. Other assets not included in the above items (give details).....

Total taken to Section E of Part II of this Return

ANNEXURE XI

(*See* Section F of Part II of this Return)

Statement of debts located outside India owing by the assessee, relating to a business carried on by him.

Description of debt	Value Rs.

1. Secured Loans .
2. Unsecured Loans
3. Trade creditors .
4. Other items(give details)

.....
.....
.....

Total business debts taken to Section F of Part II of this Return

ANNEXURE XII

(*See* Section F of Part II of this Return)

Statement of debts located outside India owing by the assessee other than those included in Annexure XI

Description of debt	Value Rs.
Total non-business debts taken to Section F of Part II of this Return	

NOTE: Debts which have been incurred for acquiring assets which are exempted from wealth-tax, or for utilisation on such assets, or debts which have been secured for repayment on such assets should not be included in Annexure XI of XII.

Debts which are purely in the nature of contingent liabilities should not be included in Annexure XI or XII.

ANNEXURE XIII

(*See* Section G of Part III of this Return)

Statement of assets transferred by the assessee to or for the benefit of the spouse or minor child, etc

Description of assets	Date of transfer	Name of transferee	Value Rs.
(a) which are to be included in the net wealth of the assessee [Sec. 4(1)]			
Total value taken to section G of Part III of this Section.			
(b) which are *not* to be included in the net wealth of the assessee for assessment year commencing after 31-3-64 [Proviso to Sec. 4 (1)]			

ANNEXURE XIV

(*See* section G of Part III of the Return)

Statemnet of assets on which wealth-tax is not payable but which are to be included in net wealth under section 5 (2)

Description of asset	No. and date of Central Government Notification exempting from tax	Value Rs.
Deposits with Central Government.		
Deposits with the State Governments.		
Securities of Central Government.		
Securities of State Governments.		
Securities of local authorities.		
	Total taken to Section G of Part III of this Return	

FORM OF VERIFICATION

I declare that to the best of my knowledge and belief the information given in the above statement is correct and complete and that no other asset required to be taken into consideration for computing my/the Hindu undivided family's net wealth on the valuation date has been omitted.

I further declare that I/the family was *a citizen of India / resident and ordinarily resident in India / resident but not ordinarily resident in India / a citizen of / not resident in India* during the year ending on the valuation date for which the Return is made.

Place.....

.....
(Signature of assessee)

Status: Individual / *Karta*, Hindu undivided family.

Date.....

NOTE:—1. The return with the verification should be signed:—

(*a*) in the case of an individual, by the individual himself; where the individual is absent from India, by individual concerned or by some person duly authorised by him in this behalf; where the individual is mentally incapacitated from attending to his affairs, by his guardian or any other person competent to act on his behalf; and where for any other reason it is impossible for the individual to sign the return, by any person competent to act on his behalf;

(*b*) in the case of Hindu Undivided Family, by the Karta, and where the Karta is absent from India or is mentally incapacitated from attending to his affairs, by any other adult member of such family; and

(*c*) in the case of a company, by the principal officer there of.

2. In computing the net wealth on any valuation date under Section 19A, any assets of the estate distributed to or applied to the benefit of any specific legatee of the estate prior to that valuation date shall be excluded but the assets so excluded shall, to the extent such assets are held by the legatee on any valuation date, be included in the net wealth of such specific legatee on that valuation date.

3. Where the assessee is carrying on a business, a copy of the balance sheet or trial balance as on the valuation date or the date of the closing of account immediately preceding the valuation date must be enclosed to this return.

THE SIGNATORY SHOULD SATISFY HIMSELF THAT THE RETURN IS CORRECT AND COMPLETE IN EVERY RESPECT BEFORE SIGNING THE VERIFICATION

FORM B

Form of Return of Net Wealth under sub-section (1) *or sub-section* (2) *of section* 14 *of the Wealth-tax. Act*, 1957.

(FOR COMPANIES ONLY)

Wealth-tax Assessment Year.....

Name of the Company

Address

Place at which the Registered Office of the Company is situated

Whether the Company is Resident in India or not resident

Statement of assets and debts as on the valuation date

NOTE—A copy of the Balance Sheet as on the valuation date or on the date of the closing of accounts immediately preceding the valuation date, and a copy of the Auditor's Report and Certificate should be enclosed to this Return.)

PART I.—

Assets located in India

SECTION A.—IMMOVABLE PROPERTY :	Value Rs.
Total value of all immovable properties located in India (other than agricultural land and buildings in the immediate vicinity of such land used for agricultural purposes)—as per Annexure I	
SECTION B.—MOVABLE PROPERTY :	
Total value of all movable properities located in India—as per Annexure II.	
SECTION C.—ALL ASSETS :	
Total value of all assets located in India (Total of sections A and B)	
Deduct: Total value of debts in India owing by the company—as per Annexure III.	
Wealth in India	

PART II.—

Assets located outside India

NOTE—This Part is not applicable to, and need not be filled in by a company which is not resident in India.

SECTION D.—IMMOVABLE PROPERTY:	
Total value of all immovable properties located outside India—as per Annexure IV.	
SECTION E.—MOVABLE PROPERTY :	
Total value of all movable properties located outside India—as per Annexure V.	
SECTION F.—ALL ASSETS :	
Total value of all assets located outside India—(Total of Sections D and E).	
Deduct : Total value of debts outside India owing by the Company—as per Annexure VI.	
Wealth outside India	

PART III.

Value Rs

SECTION G.—TOTAL NET WEALTH :

Wealth in India on which tax is payable as per Section C of Part I above.

Wealth outside India on which tax is payable—as per Section F of Part II.

Add : Value of assets, as per Annexure VII on which tax is not payable but which is to be included in the net wealth under section 5(2).

NET WEALTH

PART IV.

NOTE.—The filling up of this Part is *optional*. In this Part may be shown any assets which are not included in Parts I, II and III or the Annexure referred to thereinbut which the Company claims to be not taxable for any rear, on.

Description of the Asset	Reason why exemption is claimed
1.	
2.	
3.	
4.	
5.	
6	

ANNEXURE I.

(*See* Section A of Part I of this Return)

Statement of Immovable Property (other than agricultural land and buildings in the immediate vicinity of such land used for agricultural purposes.)

IMMOVABLE PROPERTY LOCATED IN INDIA

Identification of property	Description of property. (If the property is leasehold for a term of years, the unexpired term as on the valuation date should be stated)	Annual value Rs.	Estimated Capital value on valuation date. Rs.
1.			
2.			
3.			
4.			
		Total value, taken to Section A of Part I of this Return.	

NOTE.—1. The description and situation of property should be such as to enable the property and its boundaries to be clearly identified.

2. Each item of immovable property should be listed, separately, one below the other

ANNEXURE II

(*See* Section B of Part I of this Return)

Statement of Movable Assets located in India

Description of Assets.	Value Rs.
I. Fixed assets (other than immovable properties included in Annexure I of this Return) :	
(a) plant and machinery	
(b) furniture and fittings	
(c) patents, trade-marks, designs etc.	
(d) vehicles	
(e) all other fixed assets, excepting live stock.	
II. Investments :	
(a) Stocks, bonds, securities and Funds (including Treasury Bills) of	
(i) Central Government	
(ii) State Governments	
(iii) Local authorities	
(b) Debentures or bonds (but not shares) of Companies	
(c) Any other investments which are to be included in wealth (give details)	
III. Current assets :	
(a) Stores and Spare parts	
(b) Loose tools (other than tools and implements, excluding plant and machinery, used for raising agricultural produce, or instruments and other apparatus used for scientific research).	
(c) Sundry debtors	
(d) Work-in-Progress	
(e) Stock-in-trade	
(f) Miscellaneous current assets	

IV. Loans and advances and other debts owing to the company (give details)

V. Cash at hand and bank balances

VI. All other movable assets which are not included in items I to V above and on which wealth-tax is payable

Total value taken to Section B of Part I of this Return.

ANNEXURE III

(*See* Section C of Part I of this Return)

Statement of debts located in India owing by the company

Description of debt	Value Rs.
I. Secured Loans:	
(a) Debentures	
(b) Loans and advances from banks	
(c) Loans and advances from subsidiaries	
(d) Other loans and advances	
II. Unsecured Loans:	
(a) Fixed Deposits	
(b) Loans and advances from subsidiaries	
(c) Short term loans and advances	
(d) Other loans and advances	
III. Current Liabilities	
(a) Sundry creditors	
(b) Other miscellaneous items. (give details)	
IV. Ascertained liabilities treated as contingent liabilities: (Give details)	
Total taken to Section C of Part I of this Return	

Debts which are purely in the nature of contingent liabilities should not be included in his statement.

ANNEXURE IV

(*See* Section D of Part II of this Return)

IMMOVABLE PROPERTY LOCATED OUTSIDE INDIA

Description of the property	Place where it is situated	Annual value Rs.	Estimated Capital value on valuation date. Rs.
1.			
2.			
3.			
4.			
Total taken to Section D of Part II of this Return			

ANNEXURE V

(*See* Section E of Part II of this Return).

Statement of Movable assets located outside India.

Description of Assets	Value Rs.
I. Fixed assets (other than immovable properties included in Annexure IV).	
(a) Plant and machinery	
(b) Furniture and fittings	
(c) Patents, trade marks, designs etc.	
(d) Vehicles	
(e) All other fixed assets, exceeding live-stock	
II. Investments.	
(a) Stocks, bonds, securities and Funds (including Treasury Bills) of Government of foreign countries	
(b) Debentures or bonds (but not shares) of companies	
(c) Any other investments which are to be included in wealth (give details)	

III. Current Assets.

(a) Stores and spare parts

(b) Loose tools (other than tools and implements excluding plane and machinery, used for raising agricultural produce, or instruments and other apparatus used for scientific research)

(c) Stock-in-trade

(d) Works-in-Progress

(e) Sundry debtors

(f) Miscellaneous current assets

IV. Loans, advances and other debts owing to the company (give details).

.....

.....

.....

.....

V. Cash on hand and bank balances

VI. All other movable assets which are not included in items I to V above and on which wealth-tax is payable.

Total taken to Section E of Part II of this Return. _____

ANNEXURE VI

(*See* Secton F of Part II of this Return).

Statement of debts located outside India owing by the company

Description of debt.	Value Rs.
I. Secured Loans	
(a) Debentures	
(b) Loans and advances from Banks	
(c) Loans and advances from subsidiaries	
(d) Other loans and advances	
II. Unsecured Loans :	
(a) Fixed Deposits	
(b) Loans and advances from subsidiaries	
(c) Short term loans and advances	
(d) Other loans and advances	
III. Current Liabilities :	
(a) Sundry Creditors	
(b) Other miscellaneous items (give details)	

IV. Ascertained liabilities treated as contingent liabilities (Give details)

Total taken to Section F of Part II of this Return

Debts which are purely in the nature of contingent liabilities should not be included in this statement.

ANNEXURE VII.

(*See* Section G of Part III of this Return).

Statement of assets on which tax is not payable but which are to be included in net wealth under Section 5(2)

Description of asset	No. and date of Notification exempting from tax	Value Rs.
Deposits with Central Government		
Deposits with State Governments		
Securities of the Central Government		
Securities of the State Governments		
Securities of local authorities		
Total taken to Section G of Part III of this Return		Rs.

FORM OF VERIFICATION.

I declare that to the best of my knowledge and belief the information given in the above statements is correct and complete and that no other asset required to be taken into consideration for computing the company's net wealth on the valuation date.....has been omitted.

I further declare that the company was $\frac{\text{resident}}{\text{not resident}}$ in India during the year ending on the valuation date for which the return is made.

Place.....

(Signature of Principal Officer)

Date.....

.....

(Designation)

FORM C

[*See* rule 4]

NOTICE OF DEMAND UNDER SECTION 30 OF THE WEALTH-TAX ACT, 1957.

To

Status

G.I.R. No.

This is to give you notice that for the assessment year———— a sum of Rs. ———— details of which are given on the reverse has been determined to be payable by you.

2. The amount should be paid to the

Treasury Officer

Sub-treasury officer

Agent, State Bank of India at ————

Reserve Bank of India

within 35 days of the service of this notice. The previous approval of the Inspect-

days

ing Assistant Commissioner of Wealth-tax has been obtained for allowing a period of less than 35 days for the payment of the above sum. A chalan is enclosed for the purpose of payment.

3. If you do not pay the amount within the period specified above, you shall be liable to pay simple interest at four per cent per annum from the date commencing after the end of the period aforesaid in accordance with sub-section (2) of section 31, of the Wealth-Tax Act, 1957.

4. If you do not pay the amount of tax within the period specified above, penalty (which may be as great as the amount of tax in arrear) may be imposed upon you after giving you a reasonable opportunity of being heard in accordance with section 221 of the Income-tax Act, 1961 read with section 32 of the Wealth-tax Act, 1957.

5. If you do not pay the amount within the period specified above, proceedings for the recovery thereof will be taken in accordance with sections 222 to 229, 231 and 232 of the Income-tax Act, 1961 read with section 32 of the Wealth-tax Act, 1957.

6. The assessment has been made under sub-section (5) of Section 16 of the Wealth-tax Act, 1957, because you failed to—

Make the return of wealth under sub-section (2) of Section 14

comply with a notice issued under sub-section (2) of section 16

comply with a notice issued under sub-section (4) of section 16

7. If you intend to appeal against the assessment/fine/penalty you may present an appeal under sub-section (1) of section 23 of the Wealth-tax Act, 1957 to the Appellate Assistant Commissioner of Wealth-tax———————within thirty days of the receipt of this notice in the prescribed form, stamped and duly verified as laid down in that form.

8. The penalty payable by you has been imposed by the Inspecting Assistant Commissioner of Wealth-tax,..... under sub-section (3) of section 18 of the Wealth-tax Act, 1957. If you intend to appeal against the penalty, you may present an appeal under sub-section (1) of section 24 of the said Act, to the Appellate Tribunal,..... within 60 days of the receipt of the order imposing the penalty in the form prescribed under sub-section (4) of section 24 of the said Act duly stamped and verified as laid down in that form.

Dated..... Wealth-tax Officer.....

Place..... Circle/District.....

NOTES.—(1) If you wish to pay the amount by cheque, the cheque should be drawn in favour of the Treasury Officer/Sub-treasury Officer/Agent, State Bank of India/reserve Bank of India.

(2) Delete the inappropriate words.

FORM D

(*See* proviso to rule 4)

NOTICE OF DEMAND UNDER SECTION 30 OF THE WEALTH-TAX ACT, 1957 FOR PAYMENT OF TAX PROVISIONALLY ASSESSED UNDER SECTION 15C OF THE WEALTH-TAX ACT, 1957.

To

Status

G.I.R. No.

Please take notice that for the assessment year_____ the sum of Rs. _____ has been determined to be payable by you under section 15C of the Wealth-tax Act, 1957.

2. The amount should be paid to

Treasury Officer

Sub-treasury Officer at_____

Agent, State Bank of India

Reserve Bank of India

within 35 days of the service of this notice. The previous approval of the Inspecting Assistant Commissioner of Wealth-tax has been obtained for allowing a period of days less than 35 days for the payment of the above sum. A chalan is enclosed for the purpse of payment.

3. If you do not pay the amount within the period specified above, you shall be liable to pay simple interest (at four per cent per annum) from the date commencing after the end of the period aforesaid in accordance with sub-section (2) of section 31 of the Wealth-tax Act, 1957.

4. Further if you do not pay the amount within the period specified above, penalty (which may be as great as the amount of tax in arrear) may be imposed upon you after giving you a reasonable opportunity of being heard in accordance with section 221 of the Income-tax Act, 1961 read with Section 32 of the Wealth-tax Act, 1957.

5. If you do not pay the amount within the period specified above, proceedings for the recovery thereof will be taken in accordance with sections 222 to 229 and 231 to 233 of the Income-tax Act, 1961, read with section 32 of the Wealth-tax Act, 1957.

Dated_____19

Place_____

Wealth-tax Officer

Ward/Circle_____

NOTES.—(1) If you wish to pay the amount by cheques, the cheque should be drawn in favour of the Treasury Officer Sub-treasury Officer/Agent, State Bank of India/Reserve Bank of India.

(2) Delete the inappropriate words.

FORM E

[*See* rule 5]

FORM OF APPEAL TO THE APPELLATE ASSISTANT COMMISSIONER OF WEALTH-TAX UNDER SECTION 23 OF THE WEALTH TAX ACT, 1957

Wealth-tax Range———————

@No. ———————of———————19———19———

Name and Address of the Appellant

G.I.R. No.

Assessment year in connection with which the appeal is preferred

Wealth-tax Officer passing the order appealed against

Section and sub-section of the Wealth-tax Act, 1957, under which the Wealth-tax Officer passed the order appealed against and the date of such order

Where the appeal relates to any assessment, penalty/fine, the date of service of the relevant notice of demand

In any other case, the date of service of the intimation of the order appealed against

Section of the Wealth-tax Act, 1957, under which the appeal is preferred

*Relief claimed in appeal

Address to which notices may be sent to the appellant

Signed
(Appellant)

Statement of Facts

Grounds of Appeal*

Signed
(Appellant)

FORM OF VERIFICATION

I, ———————the appellant, do hereby declare that what is stated above is true to the best of my information and belief.

Signature ———————

Place ———————

Status of appellant———————

Date ———————

NOTES:—(1) The form of appeal, grounds of appeal and the form of verification appended thereto shall be signed by a person in accordance with the provisions of section 15A of the Wealth-tax Act, 1957.

(2) The memorandum of appeal, statement of facts and the grounds of appeal must be in duplicate and should be accompanied by a copy of the order appealed against and the notice of demand in original, if any.

(3) Delete the inappropriate words.

(4) @The particulars will be filled in, in the office of the Appellate Assistant Commissioner.

(5) *If the space provided herein is insufficient, separate enclosures may be used for the purpose.

FORM F

[*See* sub-rule (1) of rule 6]

FORM OF APPEAL TO THE APPELLATE TRIBUNAL UNDER SUB-SECTION (1) OR SUB-SECTION (2) OF SECTION 24 OR SUB-SECTION (1) OF SECTION 26 OF THE WEALTH-TAX ACT, 1957

In the Income-tax Appellate Tribunal,——————

*Appeal No. of 19——— 19———

Appellant *Versus* Respondent

1. The State in which the assessment was made.	
2. Section under which the order appealed against was passed.	
3. Assessment year in connection with which the appeal is preferred.	
4. **The Wealth-tax Officer passing the original order.	
5. **Section of the Wealth-tax Act, 1957 under which the W.T.O. passed the order.	
6. **The Appellate Assistant Commissioner passing the order under section 23(5)/18(1)/37(2).	
7. **The Inspecting Assistant Commissioner passing the order under section 18(3).	
8. **The Commissioner passing the order under section 18/25.	
9. Date of communication of the order appealed against.	
10. Address to which notices may be sent to the appellant.	
11. Address to which notices may be sent to the respondent.	
12. @@Relief claimed in appeal.	

@@Grounds of Appeal

1.
2.
3.
4.

etc.

Signed
(Appellant)
Signed
(Authorised Representative, if any)

VERIFICATION

I, _____, the appellant do hereby declare that what is stated above is true to the best of my information and belief.
Verified today the day of 19

Dated:

Address:

Signed

Status of Applicant.

NOTES:—1. The memorandum of appeal must be in triplicate and should be accompanied by two copies (at least one of which should be a certified copy) of the order appealed against and two copies of the relevant order of the Wealth-tax Officer.

2. The memorandum of appeal in the case of an appeal by an assessee must be accompanied by a fee of one hundred rupees. It is suggested that the fee should be credited in the Treasury or a branch of the State Bank of India or a branch of the Reserve Bank of India after obtaining a chalan from the Wealth-tax Officer and the triplicate chalan sent to the Appellate Tribunal with the memorandum of appeal. The Appellate Tribunal will not accept cheques, drafts, hundies or other negotiable instruments.

3. The memorandum of appeal should be written in English and should set forth, concisely and under distinct heads, the ground of appeal without any argument or narrative and such grounds should be numbered consecutively.

4. *The number and year of appeal will be filled-in in the office of the Appellate Tribunal.

5. **Delete the inapplicable columns.

6. @@If the space provided is found insufficient, separate enclosures may be used for the purpose.

FORM G

[*See* sub-rule (2) of rule 6]

FORM OF MEMORANDUM OF CROSS OBJECTIONS TO THE APPELLATE TRIBUNAL UNDER SUB-SECTION (2A) OF SECTION 24 OF THE WEALTH-TAX ACT, 1957

In the Income-tax Appellate Tribunal,_____

*Cross Objection No.		of	19	-19 .
**In Appeal No.		of	19	-19 .
Appellant	*Versus*			Respondent

1. **Appeal No. allotted by the Tribunal to which memorandum of cross objections relates.	
2. The State in which the assessment was made.	
3. Section under which the order appealed against was passed.	
4. Assessment year in connection with which the memorandum of cross objection is preferred.	
5. Date of receipt of notice of appeal filed by the appellant to the Tribunal.	
6. Address to which notices may be sent to the respondent (cross objector).	
7. Address to which notices may be sent to the appellant.	
8. @@Relief claimed in the memorandum of cross objections.	

@@Grounds of Cross Objections

1.

2.

3.

4.

etc.

Signed

(Respondent)

(Authorised representative, if any)

VERIFICATION

I, _____, the respondent to hereby declare that what is stated above is true to the best of my information and belief.

Verified to-day the day of 19

Place_____

Signed.

NOTES:—1. The memorandum of cross objections must be in triplicate.

2. The memorandum of cross objections should be written in English and should set forth, concisely and under distinct heads of the cross objections without any argument or narrative and such objections should be numbered consecutively.

3. *The number and year of memorandum of cross objections will be filled in, in the office of the Appellate Tribunal.

4. **The number and year of appeal as allotted by the office of the Tribunal and appearing in the notice of appeal received by the respondent is to be filled in here by the respondent.

5. @@If the space provided is found insufficient separate enclosures may be used for the purpose.

FORM H

[*See* rule 7]

FORM OF REFERENCE APPLICATION UNDER SUB-SECTION (1) OF SECTION 27 OF THE WEALTH-TAX ACT, 1957

Before the Income-tax Appellate Tribunal_____

The_____day of_____19_____

In the matter of the assessment to wealth of_____

_____for the assessment year_____

R.A. (W.T.) No. _____

of 19 -19

(To be filled in by office)

_____ *Versus* _____

(Applicant) **(Respondent)**

State from which the Application is filed_____

Name and number of the appeal which gives rise to the Reference

The Applicant states as follows:—

1. That the appeal noted above was decided by the Appellate Tribunal,———

———————————on———————————————————————

2. The notice of the order under sub-section (5) of section 24 of the Wealth-tax Act, 1957 was served on the applicant on———————————————

3. That the facts which are admitted and/or found by the Appellate Tribunal, and which are necessary for drawing up a statement of the case, are stated in the enclosure for ready reference.

4. That the following questions of law arise out of the order of the Appellate Tribunal:—

(1) ———————————————————————————

(2) ———————————————————————————

(3) ———————————————————————————

5. That the applicant, therefore, requires under sub-section (1) of section 27 of the Wealth-tax, Act, 1957, that a statement of the case be drawn up and the questions of law numbered———————————out of the questions of law referred to in paragraph 4 above be referred to the High Court.

6. That the documents or copies thereof, as specified below (the translation in English of the documents, where necessary, is annexed) be forwarded to the High Court with the statement of the case.

Dated———————————————

Address———————————————

Signed ———————————————

(Applicant)

Date ———————————————

Signed.

(Authorised representative, if any)

NOTES:—1. The application must be made within *sixty* days of the date upon which the applicant is served with the order of the Appellate Tribunal which gives rise to the reference.

2. The application must be accompanied by a fee of one hundred rupees, except where the applicant is the Commissioner of Wealth-tax. It is suggested that the fee should be credited in the Treasury or a branch of the State Bank of India or a branch of the Reserve Bank of India, after obtaining a challan from the Wealth-tax Officer. The Tribunal will not accept cheques, drafts, hundies or other negotiable instruments.

FORM I

[*See* sub-rule (1) of rule 9]

APPLICATION FOR INFORMATION UNDER SECTION 42B OF THE WEALTH-TAX ACT, 1957

To

The Commissioner of Wealth-tax,

.....

.....

Sir,

I request you to furnish information relating to———————————
(here give name, status and complete address of the assessee)
in respect of the assessment year commencing on the 1st day of April, 19———
on the following points:—

1.———————————

2.———————————

3.———————————

4.———————————

5.———————————

etc.

2. The above information is required by me for the following reasons:—

1.———————————

2.———————————

etc.

Signature of the applicant———————

Name of the applicant (in capital letters)———————————

Father's/Husband's name———————

Full address———————————

Dated———————19———

NOTES:—(1) A separate application has to be made in respect of each assessee and in respect of each assessment year.

(2) Regarding status, state whether the person about whom the information is required is an individual, Hindu Undivided family or Company.

FORM J

[*See* sub-rule (2) of rule 9]

FORM FOR FURNISHING INFORMATION UNDER SECTION 42B OF THE WEALTH-TAX ACT, 1957

Office of the———————————

———————————

Date———————————

To

———————————

———————————

———————————

With reference to your application dated———————under section 42B of the Wealth-tax Act, 1957, requesting information relating to———————
in respect of the assessment year commencing on the 1st day of April 19— the

said information/information respecting items No.——————of the said application is given below:—

Name and address of the assessee ——————

Status ——————

Assessment year ——————

1. ——————
2. ——————
3. ——————
4. ——————
5. ——————

etc.

2. I/Commissioner of Wealth-tax, —————— am/is satisfied that it is not in the public interest to furnish information respecting items No. —————— of your application and the information relating thereto is accordingly refused.

(Seal) Signature of the authority furnishing the information.

NOTE:—Delete inappropriate words.

FORM K

[*See* sub-rule (3) of rule 9]

FORM FOR INTIMATING NON-AVAILABILITY OF INFORMATION UNDER SECTION 42B OF THE WEALTH-TAX ACT, 1957

Office of the——————

Dated ——————

No. ——————

To ——————

With reference to your application dated —————— under section 42B of the Wealth-tax Act, 1957, requesting information relating to —————— in respect of the assessment year commencing on the 1st day of April 19 —— I am to inform you that the said information is not yet available/no assessment for the aforesaid assessment year has been made in his/her/their case.

(Seal) Signature ——————

NOTE.—Delete inappropriate words.

FORM L

[*See* sub-rule (4) of rule 9]

REFUSAL TO SUPPLY INFORMATION UNDER SECTION 42B OF THE WEALTH-TAX ACT, 1957

Office of the——————

Dated ——————

No. ——————

To ——————

With reference to your application dated —————— under section 42B of the Wealth-tax Act, 1957, requesting for information relating to —————— in respect of the assessment year commencing on

the 1st day of April 19 ——— I am to say that I am satisfied that it will not be in the public interest to furnish the information asked for and I therefore decline to furnish the same.

(Seal) Signature———————————

FORM M

[*See* sub-rule 11 of rule 10]

WARRANT OF AUTHORISATION UNDER SECTION 37A OF THE WEALTH-TAX ACT, 1957

The Inspecting Assistant Commissioner of Wealth-tax,

The Wealth-tax Officer,

.....

Whereas information has been laid before me and on the consideration thereof I have reason to believe that

a summons under sub-section (1) of section 37 of the Wealth-tax Act, 1957 or a notice under sub-section (4) of section 16 of the Wealth-tax Act, 1957, was issued by the Inspecting Assistant Commissioner of Wealth-tax/Wealth-tax Officer..... to name of the person) on (date) to produce, or cause to be produced, books of account or other documents specified in the relevant summons or notice and he has omitted or failed to produce, or cause to be produced, such books of account or other documents as required by such summons or notice;

a summons under sub-section (1) of section 37 of the Wealth-tax Act, 1957 or a notice under sub-section (4) of section 16 of the Wealth-tax Act, 1957, has been issued by the Inspecting Assistant Commissioner of Wealth-tax/Wealth-tax Officer, ... to(name of the person) on (date) to produce, or cause to be produced, books of account or other documents specified in the relevant summons or notice and he will not produce or cause to be produced, such books of account or other documents as required by such summons or notice;

If a summons under sub-section (1) of section 37 of the Wealth-tax Act, 1957 or a notice under sub-section (4) of section 16 of the Wealth-tax Act, 1957, is issued to..... (name of the person) to produce, or cause to be produced, books of account or other documents which will be useful for, or relevant to, proceedings under the Wealth-tax Act, 1957, for the assessment year/years commencing on, he would not produce, or cause to be produced, such books of account or other documents as required by such summons or notice;

Sarvashri/Shri/Shrimati.....are/is in possession of articles or things (including money) wholly disproportionate to their/his/her known assets, particulars of which will be useful for, or relevant to, proceedings under the Wealth-tax Act, 1957;

And whereas I have reason to suspect that such books of account, other documents, articles or things (including money) have been kept and are to be found at (specify particulars of the building or place). This is to authorise and require you (name of the Inspecting Assistant Commissioner of Wealth-tax or the Wealth-tax Officer)—

(a) to enter and search with the assistance of

1.

2.

3.

the said premises;

(b) to place identification marks on such books and documents as may be found in the course of the search and as you may consider relevant to or useful for the proceedings aforesaid and to make a list thereof together with particulars of the identification marks;

(c) to examine such books and or documents and make, or cause to be made, copies or extracts from such books and documents;

(d) to seize such books and/or documents, and take possession thereof;

(e) to convey such books or documents to the office of the Inspecting Assistant Commissioner of Wealth-tax or any other authority not below the rank of a Wealth-tax Officer employed in the execution of the Wealth-tax Act, 1957; and

(f) to exercise all other powers and perform all other duties under the said section and the rules relating thereto.

Commissioner of Wealth-tax.

[No. W.T. 2/1965 (2/5 65-W.T.).]

JAGDISH CHAND, Secy

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